

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

**WOODARD & CURRAN, INC. and
CONTINENTAL CASUALTY
COMPANY,**

PLAINTIFFS

v.

**CATE STREET CAPITAL, INC. AND
WESTCHESTER SURPLUS LINES
INSURANCE COMPANY,**

DEFENDANTS

CIVIL No. 2:15-cv-10-DBH

**ORDER ON PLAINTIFFS' MOTION FOR ORDER
DISQUALIFYING DEFENDANT'S COUNSEL**

The plaintiffs' motion for an order disqualifying counsel is **DENIED** as premature. It is too soon to determine whether Attorney Champion will be a "necessary" witness, *i.e.*, whether his testimony is "unobtainable from other sources." See Maine Rule of Professional Conduct 3.7, Reporter's Notes; see also Local Rule 83.3(d) (adopting Maine Rules of Professional Conduct). But the denial is without prejudice to reasserting the motion if at a later time the plaintiffs can show that his testimony is necessary. The request for other associated relief (disqualification of the firm; limitation of Attorney Champion's role) is likewise **DENIED**. No fees to either party.

SO ORDERED.

DATED THIS 3RD DAY OF JUNE, 2015

/s/D. BROCK HORNBY

D. BROCK HORNBY

UNITED STATES DISTRICT JUDGE